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15 UNITED STATES DISTRICT COURT
16 SOUTHERN DISTRICT OF CALIFORNIA

17 APPLE INC.,
18 Plaintiff,
19 v.
20 WI-LAN, INC.,
21 Defendant.

22
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24
25
26 AND RELATED
27 COUNTERCLAIMS
28

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CASE NO. 3:14-cv-02235-DMS-BLM
(lead case);
CASE NO. 3:14-cv-1507-DMS-BLM
(consolidated)

**DECLARATION OF JACOB
ANDERSON IN SUPPORT OF APPLE
INC.'S *EX PARTE* MOTION TO
STRIKE NEW STANWOOD
DECLARATION SUBMITTED WITH
WI-LAN'S REPLY BRIEF [DKT. NO.
189]**

Dept: 13A
Judge: Hon. Dana M. Sabraw
Magistrate Judge: Hon. Barbara L. Major

1 I, Jacob Anderson, declare:

2 1. I am an associate with the law firm of DLA Piper LLP (US), counsel
3 of record for Plaintiff Apple Inc. (“Apple”) in this case. I have personal knowledge
4 of the facts set forth in this declaration and, if called as a witness, could and would
5 testify competently to these facts under oath.

6 2. Attached hereto as Exhibit 1 is a true and correct copy of an excerpt of
7 a transcript from the deposition of Kenneth Stanwood, taken in the case titled *Wi-*
8 *LAN USA, Inc., et al. v. Telefonaktiebolaget LM Ericsson, et al.*, and dated May 14,
9 2013.

10 3. Attached hereto as Exhibit 2 is a true and correct copy of an article
11 titled “Fixed vs. Mobile WiMAX: An Apples to Oranges Comparison of Two
12 Wireless Broadband Technologies,” dated April 2009, and available at
13 http://www.tranzeo.com/allowed/WP_Tranzeo_WiMAX_WEB.pdf (last accessed
14 November 6, 2017).

15 4. Attached hereto as Exhibit 3 is a true and correct copy of a document
16 excerpt titled “Establishment of Rules and Policies for the Digital Audio Radio
17 Satellite Service in the 2310-2360 MHz Frequency Band,” with a released date of
18 May 20, 2010.

19 5. On November 6, 2017, counsel for Wi-LAN stated it would oppose
20 this motion.

21 I declare under penalty of perjury under the laws of the State of California
22 and the United States of America that the foregoing is true and correct.

23 Executed on November 6, 2017 at San Diego, California.

24
25 /s/ Jacob Anderson

26 Jacob Anderson

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